USSN 10/544, 180

Filing Date August 2, 2005

Notice of Noncompliant Amendment Dated December 15, 2008

Response dated December 23, 2008

REMARKS

The Listing of the Claims has been revised to correctly reflect the status of the

claims. None of the amendments made herein constitutes the addition of new matter.

Conclusion

In view of the foregoing, this case is considered to be in condition for allowance

and passage to issuance is respectfully requested.

If there are any outstanding issues related to patentability, the courtesy of a

telephone interview is requested, and the Examiner is invited to call to arrange a

mutually convenient time.

It is believed that the present response does not necessitate the payment off

any fees or any extension of time; however, if this is incorrect, please charge any fees

due pursuant to 37 C.F.R. 1.16-1.17 to Deposit Account No. 07-1969.

Respectfully submitted,

/donnamferber/

Donna M. Ferber

Reg. No. 33,878

GREENLEE, WINNER AND SULLIVAN, P.C.

4875 Pearl East Circle, Suite 200

Boulder, CO 80301

Telephone (303) 499-8080

Facsimile: (303) 499-8089

Email: winner@greenwin.com

Attorney Docket No.: 14-03

- 5 -